

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**Court Minutes**

**January 12, 2009**

- C056229      THE PEOPLE v.      (Not For Publication)**  
**DEBORAH LENORE BODGE**  
The trial court's ruling denying defendant's motion to unseal the affidavit and to quash the search warrant is reversed. The matter is remanded to the trial court for further proceedings.  
BUTZ, J.  
We Concur:    Blease, Acting P.J.  
                  Nicholson, J.
- C058222      BLEDSOE et al. v. BIGGS UNIFIED      (Not For Publication)**  
**SCHOOL DISTRICT**  
THE COURT:  
It is hereby ordered that the opinion filed herein on December 23, 2008, be modified...  
There is no change in the judgment.  
Appellants' petition for rehearing is denied.  
BY THE COURT:  
BLEASE, Acting P.J.  
Raye, J.  
Cantil-Sakauye, J.

**January 13, 2009**

- C057412      THE PEOPLE v.      (Not For Publication)**  
**THOMAS MARTIN VON LAHR II**  
The judgment is reversed.  
BUTZ, J.  
We Concur:    Scotland, P.J.  
                  Hull, J.
- C057607      THE PEOPLE v.      (Not For Publication)**  
**JONATHAN MARZETTE HANKS**  
The judgment is affirmed.  
DAVIS, J.  
We Concur:    Scotland, P.J.  
                  Blease, J.

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**Court Minutes**

**January 13, 2009, Continued**

- C057629      THE PEOPLE v. STEVEN FOY      (Not For Publication)**  
The judgment is affirmed. The trial court is directed to prepare a second amended abstract of judgment reflecting the correct amount of restitution and to forward a certified copy thereof to the Department of Corrections and Rehabilitation.  
BUTZ, J.  
We Concur: Scotland, P.J.  
Hull, J.
- C057831      THE PEOPLE v. ALFREDO PACHECO      (Not For Publication)**  
The judgment is modified by striking the one-year prison term enhancement of defendant's sentence for his prior offense of attempted murder under subdivision (b) of section 667.5. The trial court is directed to amend the abstract of judgment to reflect this modification and to amend both the December 18, 2007 minute order and the abstract of judgment to show the middle term was imposed on count 1, carjacking. In all other respects, the judgment is affirmed. The court shall send to the Department of Corrections and Rehabilitation a certified copy of the amended abstract of judgment.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Sims, J.
- C059047      THE PEOPLE v.      (Not For Publication)**  
**TERRELL ALEXANDER RICE**  
The judgment is affirmed.  
BUTZ, J.  
We Concur: Scotland, P.J.  
Hull, J.
- C055106      THE PEOPLE v. STANLEY GOLAB      (Not For Publication)**  
THE COURT:  
It is hereby ordered that the opinion filed herein on December 22, 2008, be modified...  
This modification does not change the judgment.  
The petition for rehearing is denied.  
BY THE COURT:  
SCOTLAND, P.J.  
Raye, J.  
Robie, J.

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**Court Minutes**

**January 14, 2009**

- C053749      THE PEOPLE v.      (Not For Publication)**  
**RICHARD WARREN EMORY**  
The judgment is affirmed.  
MORRISON, J.  
We Concur: Blease, Acting P.J.  
Robie, J.
- C055969      THE PEOPLE v.      (Not For Publication)**  
**ANTHONY M. BLACKWELL**  
The matter is remanded so that errors in the sentencing, identified in this opinion, may be corrected. In all other respects, the judgment is affirmed.  
SIMS, Acting P.J.  
We Concur: Davis, J.  
Nicholson, J.
- C056038      THE PEOPLE v.      (Certified For Publication)**  
**BRENTON CLAY STANPHILL**  
The judgment is affirmed.  
SIMS, Acting P.J.  
We Concur: Davis, J.  
Nicholson, J.
- C057619      THE PEOPLE v.      (Not For Publication)**  
**JESSICA ANN ELLSWORTH**  
The judgment is affirmed.  
DAVIS, J.  
We Concur: Sims, Acting P.J.  
Hull, J.
- C057830      THE PEOPLE v.      (Not For Publication)**  
**TREMAIN BUNTUN, SR.**  
The judgment is affirmed.  
ROBIE, J.  
We Concur: Nicholson, Acting P.J.  
Morrison, J.

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**Court Minutes**

**January 14, 2009, Continued**

**C058021      THE PEOPLE v.      (Not For Publication)  
RALPHAEL ANDERSON**

The judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting that defendant was convicted of Penal Code section 136.1 (b), and to forward a certified copy of the amended abstract to the Department of Corrections and Rehabilitation.

DAVIS, J.

We Concur:    Sims, Acting P.J.  
                  Nicholson, J.

**C057967      DURKEE v. DURKEE      (Not For Publication)**

Appellant's appeal is dismissed. Appellant shall reimburse respondent for her costs on appeal. (Cal. Rules of Court, rule 8.278 (a) (1) (2) . )

DAVIS, J.

We Concur:    Blease, Acting P.J.  
                  Morrison, J.

**C056550      In re WALTER P.; THE PEOPLE v.      (Certified For Publication)  
WALTER P.**

The judgment, including the order of probation, is affirmed.

DAVIS, J.

We Concur:    Blease, Acting P.J.  
                  Morrison, J.

**January 15, 2009**

**C055070      THE PEOPLE v.      (Certified For Partial Publication)  
SHELLEY BERNICE KENEFICK**

The convictions on counts 10 and 18 are vacated and the sentence on counts 9 and 17 is stayed. In all other respects, the judgment is affirmed. The trial court is ordered to prepare a new abstract of judgment reflecting these changes and to forward it to the Department of Corrections and Rehabilitation.

MORRISON, Acting P.J.

We Concur:    Robie, J.  
                  Cantil-Sakauye, J.

**C055472      THE PEOPLE v.      (Not For Publication)  
ANDY OTIS TROTTER et al.**

The judgment is affirmed.

HULL, J.

We Concur:    Sims, Acting P.J.  
                  Butz, J.

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**Court Minutes**

**January 15, 2009, Continued**

- C056248      THE PEOPLE v.      (Not For Publication)**  
**JANITA LYNETTE WATKINS**  
The judgment is affirmed.  
MORRISON, J.  
We Concur: Scotland, P.J.  
Robie, J.
- C057064      THE PEOPLE v.      (Not For Publication)**  
**MICHAEL LEWIS GREEN**  
The judgment is affirmed.  
ROBIE, J.  
We Concur: Davis, Acting P.J.  
Butz, J.
- C057475      THE PEOPLE v. IOAN HOLBEA      (Not For Publication)**  
The judgment is modified by reducing to \$600 both the restitution fine...  
and the parole revocation fine... As modified, the judgment is affirmed. The trial  
court is directed to prepare an amended abstract of judgment in accordance with  
this disposition and deliver it to the Department of Corrections and Rehabilitation.  
CANTIL-SAKAUYE, J.  
We Concur: Scotland, P.J.  
Sims, J.
- C054716      SANCHEZ v. ALIVIO MEDICAL      (Not For Publication)**  
**GROUP, INC. et al.**  
The judgment is affirmed.  
MORRISON, J.  
We Concur: Scotland, P.J.  
Robie, J.
- C059261      In re A.S.; BUTTE COUNTY      (Not For Publication)**  
**DEPARTMENT OF EMPLOYMENT**  
**AND SOCIAL SERVICES v. A.E.**  
The order terminating parental rights is vacated and the matter is  
remanded for the purpose of providing adequate ICWA notice to three Cherokee  
tribes. If any tribe responds that the child is an Indian child or eligible for  
enrollment, the court shall proceed as required by ICWA. If all tribes respond  
that the child is not an Indian child or eligible for enrollment, the court shall  
reinstate the order terminating parental rights.  
ROBIE, J.  
We Concur: Blease, Acting P.J.  
Hull, J.

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**Court Minutes**

**January 15, 2009, Continued**

**C058222      BLEDSOE et al. v. BIGGS UNIFIED      (Certified For Publication)**  
**SCHOOL DISTRICT**

THE COURT:

The opinion in the above-entitled matter filed on December 23, 2008, and modified on January 12, 2009, was not certified for publication in the Official Reports. For good cause it now appears that the opinion should be published in the Official Reports and it is so ordered.

BY THE COURT:

BLEASE, Acting P.J.

Raye, J.

Cantil-Sakauye, J.

**January 16, 2009**

**C053653      THE PEOPLE v.      (Not For Publication)**  
**STEVIN NOEL FAITH**

The judgment is affirmed.

HULL, J.

We Concur: Scotland, P.J.

Sims, J.

**C056742      THE PEOPLE v.      (Not For Publication)**  
**ARON EZRA WESSEL**

The judgment is modified as follows: defendant's count 3 conviction is reversed and retrial thereon is barred. The true findings on the serious felony and strike allegations are reversed. The sentence on count 1 is 32 years to life. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections and Rehabilitation.

BLEASE, Acting P.J.

We Concur: Nicholson, J.

Butz, J.

**C058934      THE PEOPLE v.      (Not For Publication)**  
**PEDRO PELAYO ZABALZA**

The judgment is affirmed.

SIMS, Acting P.J.

We Concur: Davis, J.

Nicholson, J.

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**Court Minutes**

**January 16, 2009, Continued**

**C054173      THE PEOPLE v. CHARLES EDWARD RICHARDS, II**  
**BY THE COURT:**

Appellant's petition for rehearing is denied.  
SIMS, Acting P.J.

**C059364      THE PEOPLE v. CHRISTOPHER CORY FLETCHER**  
**BY THE COURT:**

Pursuant to the written request of the appellant, the appeal filed on July 10, 2008, is dismissed. It is further ordered that the remittitur issue forthwith.  
(See Cal. Rules of Court, rule 8.316.)  
SCOTLAND, P.J.

**C060624      THE PEOPLE v. SALVADOR GONZALEZ**  
**BY THE COURT:**

Appellant's letter to this court dated December 29, 2008, is construed as a petition for rehearing and, as such, is denied.  
SCOTLAND, P.J.